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DATE: December 2, 2002 ATTORNEY DOCKET NUMBER: PHA 4140
PTO FACSIMILE NUMBER: (703) 308-0294

PLEASE DELIVER THIS FACSIMILE TO: Examiner Michael V. Meller
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Type of paper transmitted: Response to Final Office Action

Applicant's Name: Mark G. Obukowicz et al.

Serial No. (Control No.): 09/737,892 Examiner: M. V. Meller

Filing Date: December 15, 2000 Art Unit: 1651

Application Title: SELECTIVE COX-2 INHIBITION FROM PLANT EXTRACTS

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FACSIMILE TRANSMITTAL COVER SHEET

DATE: January 30, 2003 ATTORNEY DOCKET NUMBER: 3374 (PHA 4140)PTO FACSIMILE NUMBER: (703) 746-5254PLEASE DELIVER THIS FACSIMILE TO: Examiner Michael V. Meller
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with enclosure, copy of first two pages of Final Office Action, and
copy of Fee Transmittal Sheet, all originally filed December 2,
2002; Copy of Facsimile Transmittal Sheet dated December 2, 2002;
Copy of Facsimile Confirmation Sheet dated December 2, 2002.Applicant's Name: Mark G. Obukowicz et al.Serial No. (Control No.): 09/737,892 Examiner: M. V. MellerFiling Date: December 15, 2000 Art Unit: 1651Application Title: SELECTIVE COX-2 INHIBITION FROM PLANT EXTRACTSIF YOU DO NOT RECEIVE ALL PAGES CLEARLY, CALL BACK AS SOON AS
POSSIBLE. CONFIRMING NUMBER IS (314) 231-5400.

FEE TRANSMITTAL

Application Number 09/737,892
Filing Date December 15, 2000
Confirmation No. 2003
Inventor(s) Mark G. Obukowicz et al.
Group Art Unit 1651
Examiner Name Michael V. Meller
Attorney Docket Number PHA 4140

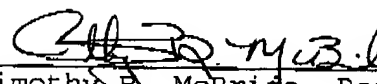
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1. ☒ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
☐ Applicant claims small entity status.
2. ☐ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ _____
Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____
3. ☒ ADDITIONAL FEES Subtotal (3) \$400.00
☐ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☒ Extension for reply within second month
☐ Notice of Appeal
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☐ Request for ex parte Reexamination
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TOTAL AMOUNT OF PAYMENT \$400.00


Timothy B. McBride, Reg. No. 47,781 December 2, 2002
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/737,892	12/15/2000	Mark G. Obukowicz	3374 (PHA 4140)	2003

321 7390 07/15/2002

SENNIGER POWERS LEAVITT AND ROEDEL
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ST LOUIS, MO 63102

EXAMINER

MELLER, MICHAEL V

ART UNIT

PAPER NUMBER

1651

DATE MAILED: 07/15/2002

/0

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/737,892

Applicant(s)

OBUKOWICZ ET AL.

Examiner

Michael V. Mell r

Art Unit

1651

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
 Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 29 April 2002.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-93 is/are pending in the application.
- 4a) Of the above claim(s) 6-34, 36 and 38-77 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-5, 35, 37 and 78-93 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) Z.
- 4) ☐ Interview Summary (PTO-413) Paper No(s). _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: